

REMARKS

Reconsideration of the above-identified application, as amended, is respectfully requested.

In the Official Action dated October 11, 2002, the Examiner first indicated that the drawing amendment proposed in the response submitted by Applicants on June 17, 2002 in connection with the prior Office Action, was approved. Additionally, the Examiner objected to the specification as comprising numerous informalities in Claim 1. For instance, the Examiner indicated a incorrect use of a comma "," which has been corrected herein by the Applicant. Further, Applicant has amended Claim 1 to now correctly recite the element for the pointer device as comprising a mechanism for interfacing with a second computer device.... This element (interface mechanism) is now claimed correctly as an element of the pointer device. It is respectfully submitted that the addition of this element as set forth in Claim 1 does not constitute new matter. The interface mechanism is inherent in any mouse pointer device and is explicitly shown in Figures 1 and 2.

Further in the Office Action, the Examiner rejected Claims 1 and 3-27 under 35 U.S.C. §1.112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which the applicant regards as the invention. Claims 1 and 3-15 are particularly rejected because the limitations "first computer devices" and "said second computer devices" in lines 15 and 16 of Claim 1 allegedly do not comprise sufficient antecedent basis.

In response, Applicant amends Claim 1 to set forth a mechanism for interfacing with a second computer device, and in response to entering a same user application executing on said second computing device, said control mechanism further

initiating transfer of said personalized user preferences from said memory storage device to said same application for altering said user application in accordance with said user customized aspects, wherein said pointer device is transportable for transferring user customized aspects of many user applications of a first computer device to subsequent personalized use of same applications executing on second computer devices. Thus, it is submitted that Claim 1 is now definite and distinctly claims the subject matter of the invention.

Further in the Office Action, the Examiner rejected Claims 16-21 as failing to provide proper antecedent basis for the claimed subject matter of Claim 16, and specifically regarding the term "said second computing devices" in lines 11-12. Further, Claims 22-27 were rejected due to instances of limitations ("said mouse device" and "said second computing devices") in Claim 22 that allegedly lack sufficient antecedent basis.

With respect to these rejections, Claim 16 is being amended to remove the instance of "said" when referring to "second computing devices". Further, Claim 22 is being amended to remove the instance of "said" when referring to "mouse device", and further, is being amended to remove the instance of "said" when referring to "second computing devices." The limitations in Claims 16 and 22 indicated by the Examiner are now corrected and it is respectfully submitted are clear and definite.

Applicants respectfully submit that the amendments to the claims made herein obviate the objections to the specification and the claims and accordingly request that the rejection based on 35 U.S.C. §1.112, second paragraph, be withdrawn.

Attached hereto is a marked-up version of the changes made to the specification and claims by the current amendment.

In view of the foregoing remarks herein, it is respectfully submitted that this application is in condition for allowance. Accordingly, it is respectfully requested that this application be allowed and a Notice of Allowance be issued. If the Examiner believes that a telephone conference with the Applicants' attorneys would be advantageous to the disposition of this case, the Examiner is requested to telephone the undersigned, Applicants' attorney, at the following telephone number: (516) 742-4343.

Respectfully submitted,



Steven Fischman
Registration No. 34,594

Scully, Scott, Murphy & Presser
400 Garden City Plaza
Garden City, New York 11530
(516) 742-4343

SF:gc

Serial No: 09/607,800

Docket: YOR920000226US1 (13576)

VERSION WITH MARKINGS TO SHOW CHANGES MADE**IN THE CLAIMS:**

Please amend Claims 1, 16, and 22 as follows:

1. (Twice Amended) A personal smart pointer device capable of interfacing with a computer device for enabling a user to interface with an application executing on said computer device, said pointer device comprising:

a memory storage device for enabling storage of personalized user preferences relating to user customized aspects of said application executing on a first computer device;

a control mechanism for controlling transfer of said personalized user preferences from said first computer device to said memory storage device for storage therein when said pointer device is interfaced with said first computer device; and[,]

a mechanism [in a visited second computer device for detecting an] for interfacing [of said personal smart pointer device therewith] with a second computer device, and in response to entering a same user application executing on said second computing device, said control mechanism further initiating transfer of said personalized user preferences from said memory storage device to said same application for altering said user application in accordance with said user customized aspects, wherein said pointer device is transportable for transferring user customized aspects of many user applications of a first computer device [devices] to

subsequent personalized use of same applications executing on [said] second computer devices.

16. (Twice Amended) A method for customizing software applications in computing devices via a mouse device, said method comprising:

- a) receiving personalized data relating to customized aspects of a user application capable of executing in a first computing device;
- b) storing said personalized data in a memory storage device provided in said mouse device;
- c) subsequently transferring said stored personalized data to a like user application capable of executing in a second computing device; and,
- d) altering said like user application executing in said second computing device in accordance with said customized aspects, wherein said mouse device is transportable for transferring user customized aspects of many user applications of first computing devices to facilitate use of like applications in [said] second computing devices.

22. (Twice Amended) A program storage device readable by a machine, tangibly embodying a program of instructions executable by the machine to perform method steps for customizing software applications executing in computing devices, said method steps including the steps of:

- a) receiving personalized data relating to customized aspects of a user application capable of executing in a first computing device;

b) storing said personalized data in a memory storage device provided in [said] a mouse device;

c) subsequently transferring said stored personalized data to a like user application capable of executing in a second computing device; and,

d) altering said like user application executing in said second computing device in accordance with said customized aspects, wherein said mouse device is transportable for transferring user customized aspects of many user applications of first computing devices to facilitate use of like applications [on said] in second computing devices.